

ESTTA Tracking number: **ESTTA718089**

Filing date: **01/04/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Tea Drop Pty Ltd
Granted to Date of previous extension	01/03/2016
Address	42-44 Moreland Rd Brunswick East, VIC 3057 AUSTRALIA
Attorney information	Kathryn Starshak K&L Gates LLP P.O. Box 1135 Chicago, IL 60690-1135 UNITED STATES ttablitigationdocket@klgates.com, kate.starshak@klgates.com Phone:312-781-6013

Applicant Information

Application No	86151225	Publication date	07/07/2015
Opposition Filing Date	01/04/2016	Opposition Period Ends	01/03/2016
Applicant	Humble Tea, LLC 19048 Overlook Rd Los Gatos, CA 95030 UNITED STATES		

Goods/Services Affected by Opposition


Class 030. First Use: 2013/11/15 First Use In Commerce: 2013/11/15
All goods and services in the class are opposed, namely: Tea; Tea pods; Tea substitutes

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
--------------------------------------	----------------------------

Marks Cited by Opposer as Basis for Opposition

U.S. Application No.	79154291	Application Date	08/18/2014
Registration Date	NONE	Foreign Priority Date	03/13/2014
Word Mark	TEA DROP		

Design Mark	
Description of Mark	The mark consists of the wording TEA DROP in stylized font consisting of doublelined letters. A broken lined circle design featuring a leaf within a droplet inside the circle appears to the right of the letter P.
Goods/Services	Class 030. First use: First Use: 0 First Use In Commerce: 0 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour; breakfast cereal; cereal bars; bread, pastry; frozen confectionery; chocolate confections; ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces; spices; ice

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	TEA DROP		
Goods/Services	tea products		

Attachments	79154291#TMSN.png(bytes) TEA DROP Opposition.pdf(494542 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Kathryn Starshak/
Name	Kathryn Starshak
Date	01/04/2016

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Serial No.: 86/151,225
Mark: TEA DROPS
Published: July 7, 2015
Class: 30

TEA DROP PTY LTD,
an Australian proprietary limited company

Opposer,

v.

HUMBLE TEA, LLC,
a California limited liability company,

Applicant.

Opposition No. _____

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

NOTICE OF OPPOSITION

Tea Drop Pty Ltd (“Opposer”) is an Australian proprietary limited company with an address of 42-44 Moreland Road, Brunswick East, Victoria 3057 Australia. Opposer believes that it will be damaged by the registration of TEA DROPS, Serial No. 86/151,225, by Humble Tea, LLC, a California limited liability company with an address of 19048 Overlook Road, Los Gatos, California 95030 (“Applicant”), and opposes the issuance of such registration under Section 13 of the Lanham Act (15 U.S.C. § 1063) and Section 2(d) of the Lanham Act (15 U.S.C. § 1052(d)). In support of its opposition, Opposer states as follows:

1. Opposer is an Australian-based tea house that sells a range of tea products under the name TEA DROP.

2. Since as early as 2011, Opposer has sold tea products under the mark TEA DROP to United States customers.

3. On March 13, 2014, Opposer filed International Registration No. 1221330 for the mark TEA DROP & Design with a request for an extension of protection in the United States. On August 18, 2014, the application was assigned Serial No. 79/154,291 by the United States Patent & Trademark Office. Opposer's application for TEA DROP & Design covers "coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour; breakfast cereal; cereal bars; bread, pastry; frozen confectionery; chocolate confections; ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces; spices; ice" in International Class 30. See Exhibit A.

4. As a result of Opposer's efforts and the high quality of Opposer's goods, Opposer enjoys goodwill in its TEA DROP mark. The public has come to associate the high quality tea products offered under the TEA DROP mark with Opposer.

5. On December 23, 2013, Applicant filed use-based application Serial No. 86/151,225 to register the mark TEA DROPS for "tea; tea pods; tea substitutes" in International Class 30. The application listed November 15, 2013 as the date of first use. This application was published for opposition on July 7, 2015 as evidenced by the publication of the mark in the *Official Gazette*. See Exhibit B.

6. On February 3, 2015, the Patent and Trademark Office suspended action on Opposer's application to register the TEA DROP & Design mark due to the prior filing of Applicant's application to register the TEA DROPS mark. A true and correct copy of the February 3, 2015 Notice of Suspension is attached hereto as Exhibit C.

COUNT I
LIKELIHOOD OF CONFUSION

7. Opposer realleges and incorporates by reference the allegations in paragraphs 1 through 6 of this Notice of Opposition.

8. There is no issue as to priority. Opposer has been selling its TEA DROP branded tea products in the United States since as early as 2011. Applicant's application lists a filing date of December 23, 2013 and a first use date of November 15, 2013 for the TEA DROPS mark.

9. By reason of Opposer's use of its TEA DROP mark from a date prior to Applicant's filing of an application for TEA DROPS, Opposer has rights in its TEA DROP mark superior to Applicant's rights.

10. Applicant's TEA DROPS mark is virtually identical to Opposer's TEA DROP mark in appearance, sound, meaning and commercial impression.

11. The tea products offered by Applicant under the TEA DROPS mark are identical to the tea products offered by Opposer under its TEA DROP mark.

12. Applicant's registration of the TEA DROPS mark on the Principal Register will interfere with Opposer's enjoyment of its rights in its TEA DROP mark and will result in substantial detriment to Opposer.


13. Applicant's use and registration of the TEA DROPS mark is likely to cause confusion, mistake or deception as to the source and origin of Applicant's goods in that consumers and others are likely to believe that Applicant's goods are provided by, sponsored by, approved by, licensed by, affiliated with, or in some other way authorized by Opposer.

WHEREFORE, Opposer believes that it would be damaged by said registration and prays that it be denied.

DATED this 4th day of January, 2016.

Respectfully submitted,

TEA DROP PTY LTD

By: 
One of Its Attorneys

Kathryn Starshak, Esq.
Alexis Crawford Douglas, Esq.
K&L GATES LLP
P.O. Box 1135
Chicago, Illinois 60690-1135
Telephone: (312) 781-6013
Fax: (312) 827-8185
ttablitigationdocket@klgates.com
kate.starshak@klgates.com
alexis.douglas@klgates.com

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that a copy of the foregoing Notice of Opposition is being deposited with the United States Postal Service with sufficient postage as first-class mail this 4th day of January 2016 in an envelope addressed to Applicant's counsel of record at:

Gregory S. Smith
GSS Law Group
3900 Newpark Mall Road
Suite 317
Newark, California 94560

and further certifies that the aforementioned Notice of Opposition was filed with the Trademark Trial and Appeal Board on the date indicated above online through the ESTTA system of the United States Patent and Trademark Office.

/Kathryn Starshak/
Kathryn Starshak, Esq.

EXHIBIT A



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TEA DROP 

Word Mark TEA DROP

Goods and Services IC 030. US 046. G & S: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour; breakfast cereal; cereal bars; bread, pastry; frozen confectionery; chocolate confections; ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces; spices; ice

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design 01.15.08 - Raindrop (a single drop); Single drop (rain, tear, etc.); Teardrop (a single drop)

Search Code 05.03.25 - Leaf, single; Other leaves

Serial Number 79154291

Filing Date August 18, 2014

Current Basis 66A

Original Filing Basis 66A

International Registration Number 1221330

Owner (APPLICANT) Tea Drop Pty Ltd Proprietary Limited Company AUSTRALIA 42-44 Moreland Rd Brunswick East VIC 3057 AUSTRALIA

Attorney of Record Kathryn Starshak

Priority Date March 13, 2014

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TEA" APART FROM THE MARK AS SHOWN

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the wording TEA DROP in stylized font consisting of double lined letters. A broken lined circle design featuring a leaf within a droplet inside the circle appears to the right of the letter P.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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STATUS DOCUMENTS

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Generated on: This page was generated by TSDR on 2016-01-04 10:54:04 EST

Mark: TEA DROP



US Serial Number: 79154291

Application Filing Date: Aug. 18, 2014

Register: Principal

Mark Type: Trademark

Status: Suspension check completed. Application remains suspended.

Status Date: Aug. 05, 2015

Mark Information

Mark Literal Elements: TEA DROP

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the wording TEA DROP in stylized font consisting of double lined letters. A leaf within a droplet inside the circle appears to the right of the letter P.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "TEA"

Design Search Code(s): 01.15.08 - Raindrop (a single drop); Single drop (rain, tear, etc.); Teardrop (a single drop)
05.03.25 - Other leaves; Leaf, single

Related Properties Information

International Registration 1221330

Number:

International Registration Aug. 18, 2014

Date:

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour; breakfast cereal; cereal bars; chocolate confections; ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces;

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 66(a)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44D: No

Filed 44E: No

Currently 44E: No

Filed 66A: Yes

Currently 66A: Yes

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Tea Drop Pty Ltd

Owner Address: 42-44 Moreland Rd
Brunswick East VIC 3057
AUSTRALIA

Legal Entity Type: Proprietary Limited Company

State or Country Where Organized: AUSTRALIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kathryn Starshak

Docket Number: 7377682-006

Attorney Primary Email chicago.trademarks@klgates.com
Address:

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Kathryn Starshak
K&L Gates LLP
P.O. Box 1135
Chicago, ILLINOIS UNITED STATES 60690-1135

Phone: 312-781-6013

Fax: 312-827-8118

Correspondent e-mail: chicago.trademarks@klgates.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 05, 2015	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68123
Aug. 03, 2015	ASSIGNED TO LIE	68123
Feb. 03, 2015	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Feb. 03, 2015	LETTER OF SUSPENSION E-MAILED	6332
Feb. 03, 2015	SUSPENSION LETTER WRITTEN	74887
Jan. 20, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 20, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 20, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 16, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 16, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 27, 2014	REFUSAL PROCESSED BY IB	
Dec. 08, 2014	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Dec. 08, 2014	REFUSAL PROCESSED BY MPU	76826
Dec. 06, 2014	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Dec. 05, 2014	NON-FINAL ACTION WRITTEN	74887
Dec. 03, 2014	ASSIGNED TO EXAMINER	74887
Nov. 18, 2014	APPLICATION FILING RECEIPT MAILED	
Nov. 12, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 06, 2014	SN ASSIGNED FOR SECT 66A APPL FROM IB	

International Registration Information (Section 66a)

International Registration Number: 1221330

Priority Claimed Flag: Yes

Intl. Registration Status: REQUEST FOR EXTENSION OF PROTECTION
PROCESSED

Notification of Designation Date: Nov. 06, 2014

International Registration Renewal Date: Aug. 18, 2024

First Refusal Flag: Yes

International Registration Date: Aug. 18, 2014

Date of Section 67 Priority Claim: Mar. 13, 2014

Date of International Registration Status: Nov. 06, 2014

Date of Automatic Protection: May 06, 2016

TM Staff and Location Information

TM Staff Information

TM Attorney: CAPSHAW, DANIEL

Law Office Assigned: LAW OFFICE

File Location

Current Location: TMO LAW OFFICE 110

Date in Location: Aug. 05, 2016

Assignment Abstract Of Title Information - Click to Load

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EXHIBIT B



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TEA DROPS

Word Mark TEA DROPS

Goods and Services IC 030. US 046. G & S: Tea; Tea pods; Tea substitutes. FIRST USE: 20131115. FIRST USE IN COMMERCE: 20131115

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 86151225

Filing Date December 23, 2013

Current Basis 1A

Original Filing Basis 1A

Published for Opposition July 7, 2015

Owner (APPLICANT) Humble Tea, LLC LIMITED LIABILITY COMPANY CALIFORNIA 19048 Overlook Rd Los Gatos CALIFORNIA 95030

Attorney of Record Gregory S. Smith

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TEA" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

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Generated on: This page was generated by TSDR on 2016-01-04 10:56:08 EST**Mark:** TEA DROPS

TEA DROPS

US Serial Number: 86151225**Application Filing Date:** Dec. 23, 2013**Filed as TEAS Plus:** Yes**Currently TEAS Plus:** Yes**Register:** Principal**Mark Type:** Trademark**Status:** A request for an extension of time to file an opposition has been filed with the Trademark Trial and Appeal Board on 08/04/2015. For more information, see TTABVue on the Trademark Trial and Appeal Board web page.**Status Date:** Aug. 04, 2015**Publication Date:** Jul. 07, 2015

Mark Information

Mark Literal Elements: TEA DROPS**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK**Disclaimer:** "TEA"

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Tea; Tea pods; Tea substitutes**International Class(es):** 030 - Primary Class**U.S Class(es):** 046**Class Status:** ACTIVE**Basis:** 1(a)**First Use:** Nov. 15, 2013**Use in Commerce:** Nov. 15, 2013

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes
Filed ITU: No	Currently ITU: No
Filed 44D: No	Currently 44D: No
Filed 44E: No	Currently 44E: No
Filed 66A: No	Currently 66A: No
Filed No Basis: No	Currently No Basis: No

Current Owner(s) Information

Owner Name: Humble Tea, LLC

Owner Address: 19048 Overlook Rd
Los Gatos, CALIFORNIA UNITED STATES 95030

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Attorney/Correspondence Information**Attorney of Record**

Attorney Name: Gregory S. Smith

Attorney Primary Email: gsmith@gsslawgroup.com

Address:

Docket Number: 635-001TM

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Gregory S. Smith
GSS Law Group
3900 Newpark Mall Road, Suite 317
3900 Newpark Mall Road, Suite 317
Newark, CALIFORNIA UNITED STATES 94560

Phone: 5107427417

Correspondent e-mail: gsmith@gsslawgroup.com
edasalla@gsslawgroup.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found**Prosecution History**

Date	Description	Proceeding Number
Aug. 04, 2015	EXTENSION OF TIME TO OPPOSE RECEIVED	
Jul. 07, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 07, 2015	PUBLISHED FOR OPPOSITION	
Jun. 17, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	

Jun. 02, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	59554
May 29, 2015	ASSIGNED TO LIE	59554
May 19, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 28, 2015	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Apr. 28, 2015	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Oct. 28, 2014	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Oct. 28, 2014	LETTER OF SUSPENSION E-MAILED	6332
Oct. 28, 2014	SUSPENSION LETTER WRITTEN	76741
Oct. 04, 2014	AMENDMENT FROM APPLICANT ENTERED	78756
Oct. 04, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	78756
Oct. 03, 2014	ASSIGNED TO LIE	78756
Oct. 03, 2014	PAPER RECEIVED	
Sep. 29, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Sep. 29, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 29, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 29, 2014	NON-FINAL ACTION E-MAILED	6325
Mar. 29, 2014	NON-FINAL ACTION WRITTEN	76741
Mar. 28, 2014	ASSIGNED TO EXAMINER	76741
Jan. 10, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 26, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: CHHINA, KARANENDRA S

Law Office Assigned: LAW OFFICE

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 02, 2015

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EXHIBIT C

To: Tea Drop Pty Ltd (chicago.trademarks@klgates.com)
Subject: U.S. TRADEMARK APPLICATION NO. 79154291 - TEA DROP - 7377682-0001
Sent: 2/3/2015 9:36:55 AM
Sent As: ECOM110@USPTO.GOV
Attachments:

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 79154291 MARK: TEA DROP	*79154291*
CORRESPONDENT ADDRESS: Kathryn Starshak K&L Gates LLP P.O. Box 1135 Chicago IL 60690-1135	GENERAL TRADEMARK INFORMATION: http://www.uspto.gov/trademarks/index.jsp VIEW YOUR APPLICATION FILE
APPLICANT: Tea Drop Pty Ltd	
CORRESPONDENT'S REFERENCE/DOCKET NO : 7377682-0001 CORRESPONDENT E-MAIL ADDRESS: chicago.trademarks@klgates.com	

SUSPENSION NOTICE: NO RESPONSE NEEDED

ISSUE/MAILING DATE: 2/3/2015
INTERNATIONAL REGISTRATION NO. 1221330

The trademark examining attorney is suspending action on the application for the reason(s) stated below.
See 37 C.F.R. §2.67; TMEP §§716 et seq.

The effective filing date of the pending application(s) identified below precedes the filing date of applicant's application. If the mark in the referenced application(s) registers, applicant's mark may be refused registration under Section 2(d) because of a likelihood of confusion with that registered mark(s). *See 15 U.S.C. §1052(d); 37 C.F.R. §2.83; TMEP §§1208 et seq.* Therefore, action on this application is suspended until the earlier-filed referenced application(s) is either registered or abandoned. 37 C.F.R. §2.83(c). A copy of information relevant to this referenced application(s) was sent previously.

- Application Serial No(s). 86151225

REFUSAL(S)/REQUIREMENT(S) CONTINUED AND MAINTAINED: The following refusal(s)/requirement(s) is/are continued and maintained: 2(d)

The USPTO will periodically conduct a status check of the application to determine whether suspension remains appropriate, and the trademark examining attorney will issue as needed an inquiry letter to applicant regarding the status of the matter on which suspension is based. TMEP §§716.04, 716.05. Applicant will be notified when suspension is no longer appropriate. *See* TMEP §716.04.

No response to this notice is necessary; however, if applicant wants to respond, applicant should use the "Response to Suspension Inquiry or Letter of Suspension" form online at <http://teasroa.uspto.gov/rsi/rsi>.

/Daniel F. Capshaw/
Daniel F. Capshaw
Examining Attorney
Law Office 110
571-272-9356
daniel.capshaw@uspto.gov

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at TrademarkAssistanceCenter@uspto.gov or call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the Trademark Electronic Application System (TEAS) form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

To: Tea Drop Pty Ltd (chicago.trademarks@klgates.com)
Subject: U.S. TRADEMARK APPLICATION NO. 79154291 - TEA DROP - 7377682-0001
Sent: 2/3/2015 9:36:56 AM
Sent As: ECOM110@USPTO.GOV
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

USPTO OFFICE ACTION (OFFICIAL LETTER) HAS ISSUED
ON 2/3/2015 FOR U.S. APPLICATION SERIAL NO. 79154291

Please follow the instructions below:

(1) TO READ THE LETTER: Click on this link or go to <http://tsdr.uspto.gov/>, enter the U.S. application serial number, and click on "Documents."

The Office action may not be immediately viewable, to allow for necessary system updates of the application, but will be available within 24 hours of this e-mail notification.

(2) QUESTIONS: For questions about the contents of the Office action itself, please contact the assigned trademark examining attorney. For *technical* assistance in accessing or viewing the Office action in the Trademark Status and Document Retrieval (TSDR) system, please e-mail TSDR@uspto.gov.

WARNING

PRIVATE COMPANY SOLICITATIONS REGARDING YOUR APPLICATION: Private companies **not** associated with the USPTO are using information provided in trademark applications to mail or e-mail trademark-related solicitations. These companies often use names that closely resemble the USPTO and their solicitations may look like an official government document. Many solicitations require that you pay "fees."

Please carefully review all correspondence you receive regarding this application to make sure that you are responding to an official document from the USPTO rather than a private company solicitation. All official USPTO correspondence will be mailed only from the "United States Patent and Trademark Office" in Alexandria, VA; or sent by e-mail from the domain "@uspto.gov." For more information on how to handle private company solicitations, see

http://www.uspto.gov/trademarks/solicitation_warnings.jsp.